

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jens Ponikau
Serial No. : 09/865,785
Filed : May 25, 2001
Title : METHODS AND MATERIALS FOR TREATING AND PREVENTING
INFLAMMATION OF MUCOSAL TISSUE

Art Unit : 1614
Examiner : K. Weddington

Commissioner for Patents
Washington, D.C. 20231



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RESPONSE

In response to the action mailed January 3, 2002, please consider the following remarks.

REMARKS

Claims 51-96 were rejected and remain pending. In light of the following remarks,
Applicant respectfully requests allowance of claims 51-96.

Information Disclosure Statement

Applicant respectfully requests return of initialed copies of the PTO-1449 form filed February 22, 2002 and the PTO-1449 form filed concurrently herewith reflecting that the submitted references have been considered. For the Examiner's convenience, a copy of the PTO-1449 form filed February 22, 2002 is attached hereto.

Double patenting rejection

The Examiner rejected claim 51-96 under the judicially created doctrine of double patenting over claims 1-71 of U.S. Patent No. 6,291,500.

Applicant respectfully disagrees. To further prosecution, however, a terminal disclaimer has been filed herewith obviating the double patenting rejection.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

July 3, 2002

Date of Deposit

Signature

Judy Wasilkus

Judy Wasilkus

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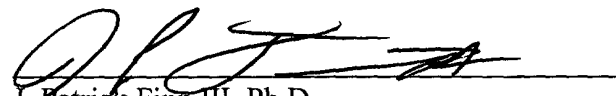
Attorney's Docket No.: 07039-129002

CONCLUSION

Applicant submits that claims 51-96 are in condition for allowance, which action is requested. Filed herewith is a Petition for Automatic Extension of Time with the required fee. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 3, 2002


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